

for Roanoke
SEP - 6 2007

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ROBERT EDWARD PATTERSON,
Petitioner,

Civil Action No. 7:07CV00344

v.

ORDER

GENE M. JOHNSON, DIRECTOR
OF THE VIRGINIA DEPARTMENT
OF CORRECTIONS,
Respondent.

By: Hon. Jackson L. Kiser
Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

ADJUDGED and ORDERED

that Respondent's Motion to Dismiss shall be and hereby is **GRANTED** and Patterson's Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254 shall be and hereby is **DISMISSED**. Patterson's Motion for an Evidentiary Hearing (Dkt. No. 20), Motion for Discovery (Dkt. No. 21), Motion to Expand the Record (Dkt. No. 22), and Motion to Appoint Counsel (Dkt. No. 23) are all **DENIED**. This case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order and accompanying Memorandum Opinion to Petitioner.

ENTER: This 6th day of September, 2007.

[Signature]
Senior United States District Judge